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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
(SAN FRANCISCO DIVISION)

JENNIFER CHANG, by and through her parents,
NORMAN and LINA CHANG,

Plaintiffs,

v.

CALIFORNIA SCHOOL FOR THE DEAF,
CALIFORNIA DEPARTMENT OF
EDUCATION, and FREMONT UNIFIED
SCHOOL DISTRICT,

Defendants.

Case No.: C 06-02337 JSW (MEJ)

**STIPULATION AND JOINT MOTION
FOR DISMISSAL OF COMPLAINT AND
CIVIL ACTION AGAINST
DEFENDANTS CALIFORNIA SCHOOL
FOR THE DEAF-FREMONT AND THE
CALIFORNIA DEPARTMENT OF
EDUCATION AND [PROPOSED]
ORDER**

1 Plaintiff J.C., by and through her parents, Norman and Lina C., (“Plaintiffs”) and
 2 Defendants California School for the Deaf-Fremont (“CSD”) and California Department of
 3 Education (“CDE”) stipulate as follows:

4 1. Pursuant to Fed. R. Civ. Proc. 41(a)(1)(A)(ii), Plaintiffs and Defendants CSD and
 5 CDE hereby jointly move this Court to dismiss all legal claims and allegations against FUSD in
 6 the civil action Case No. C-06-02337 JSW. Such dismissal shall be subject to the terms of this
 7 Court’s August 31, 2007 “Order Approving Settlement Agreement with Limited Jurisdiction of
 8 the Court” and the “Settlement Agreement with Limited Jurisdiction of the Court,” Paragraph
 9 III.A. of the Settlement Agreement provides in part: “The Court shall retain jurisdiction over
 10 this matter for three years to ensure compliance with this Agreement During that time
 11 period, the Court shall have the authority to enter any additional orders it deems appropriate to
 12 ensure compliance with the express terms of this Agreement.”

13 2. On July 30, 2007, this Court ordered the dismissal of Plaintiffs’ claims against
 14 Defendant Fremont Unified School District. Thus no claims would remain pending before this
 15 Court should the Court approve this stipulation and order dismissal of the claims against the
 16 CSD and CDE.

17 3. Having resolved all pending claims against Defendant CSD and CDE in this case,
 18 Plaintiffs and Defendants CSD and CDE respectfully request that the Court dismiss this case
 19 pursuant to Fed. R. Civ. Proc. 41(a)(1)(A)(ii) and subject to subject to the terms of this Court’s
 20 August 31, 2007 “Order Approving Settlement Agreement with Limited Jurisdiction of the
 21 Court” and the “Settlement Agreement with Limited Jurisdiction of the Court,” both of which
 22 provide limited continuing jurisdiction of this Court.

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28 *J.C. v. CSD, et al.*

Case No. C 06-02337 JSW (MEJ)

STIPULATION AND JOINT MOTION FOR DISMISSAL OF COMPLAINT AND CIVIL ACTION AGAINST DEFENDANT
 FREMONT UNIFIED SCHOOL DISTRICT AND [PROPOSED] ORDER

1 DATED: September 14, 2007

2 STANFORD LEGAL CLINIC

3
4
5 By: 

6 William S. Koski
7 STANFORD LEGAL CLINIC
8 YOUTH & EDUCATION LAW PROJECT
9 William S. Koski

10 William F. Abrams
11 Mazen M. Basrawi
12 BINGHAM MCCUTCHEN, LLP

13 *Attorneys for Plaintiffs*
14 Jennifer Chang, by and through her parents,
15 Norman and Lina Chang

16 DATED: September __, 2007

17 CALIFORNIA DEPARTMENT OF EDUCATION

18 By: //S//

19 Rebecca Freie
20 *Attorneys for Defendants*
21 California School for the Deaf-Fremont
22 California Department of Education

1 DATED: September ____, 2007

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3 STANFORD LEGAL CLINIC

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5 By: //S//

6 William S. Koski
7 STANFORD LEGAL CLINIC
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13 *Attorneys for Plaintiffs*
14 Jennifer Chang, by and through her parents,
15 Norman and Lina Chang

16 DATED: September 14, 2007

17 CALIFORNIA DEPARTMENT OF EDUCATION

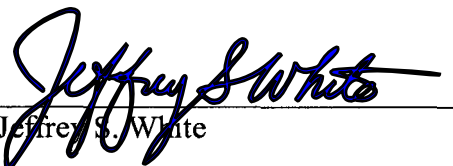
18 By: Rebecca Freie

19 Rebecca Freie
20 *Attorneys for Defendants*
21 California School for the Deaf-Fremont
22 California Department of Education

[PROPOSED] ORDER

Having read and considered the Stipulation and Joint Motion for Dismissal of Defendants California School for the Deaf-Fremont and California Department of Education, the Court HEREBY ORDERS THAT: Fremont Unified School District shall be dismissed pursuant to Fed. R. Civ. Proc. 41(a)(1)(A)(ii) and subject to the terms of this Court's August 31, 2007 "Order Approving Settlement Agreement with Limited Jurisdiction of the Court" and the "Settlement Agreement with Limited Jurisdiction of the Court," both of which provide limited continuing jurisdiction of this Court.

DATED: September 17, 2007


Hon. Jeffrey S. White